

BILL NO. S-76-11- 06

SPECIAL ORDINANCE NO. S- 203-76

AN ORDINANCE approving Agreements between the County of Allen and the City of Fort Wayne for real estate for the City of Fort Wayne.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The agreement between the County of Allen and the City of Fort Wayne, by and through its Mayor and the Board of Public Works, for the real estate described as follows, to-wit:

Beginning at the Northeast corner of Lot 39 in Brookview Addition to the City of Fort Wayne, Allen County, Indiana; thence northeasterly 50 feet along the extension of the easterly boundary of said Lot 39; thence northwesterly approximately 147.5 feet along a line parallel to the northerly boundary of said Lot 39; thence southwesterly 50 feet to the northerly boundary of said Lot 39; thence southeasterly along the boundary of said Lot 39 a distance of approximately 150 feet to the point of beginning; (Commonly known as 2533 N. Clinton St., Fort Wayne, Indiana). (Key No. 91-0029-5001),

all as more particularly set forth in said contract which is on file in the Office of the Board of Public Works and is by reference incorporated herein, made a part hereof and is hereby in all things ratified, confirmed and approved.

SECTION 2. The agreement between the County of Allen and the City of Fort Wayne, by and through its Mayor and the Board of Public Works, for the real estate described as follows, to-wit:

Lots 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, and 395 in Stelhorn Park Section "B" Addition to the City of Fort Wayne, Allen County, Indiana. (Key No. 94-4010-5382).,

APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

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4 all as more particularly set forth in said contract which is
5 on file in the Office of the Board of Public Works and is by
6 reference incorporated herein, made a part hereof and is hereby
7 in all things ratified, confirmed and approved.

8 SECTION 3. The agreement between the County of Allen
9 and the City of Fort Wayne, by and through its Mayor and the
10 Board of Public Works, for the real estate described as follows,
11 to-wit:

12 Lots 52 and 53, Lillie's Addition north of
13 Railroad, in Fort Wayne, Allen County,
14 Indiana. (Commonly known as 1316 and 1318
South Anthony Boulevard, Fort Wayne, Indiana),

15 all as more particularly set forth in said contract which is
16 on file in the Office of the Board of Public Works and is by
17 reference incorporated herein, made a part hereof and is hereby
18 in all things ratified, confirmed and approved.

19 SECTION 4. The agreement between the County of Allen
20 and the City of Fort Wayne, by and through its Mayor and the
21 Board of Public Works, for the real estate described as follows,
22 to-wit:

23 Lot Number 23 in McCulloch's First Addition
24 to the City of Fort Wayne, Allen County,
25 Indiana. (Key No. 91-3457-5023),

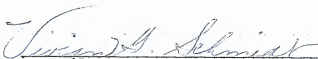
26 all as more particularly set forth in said contract which is
27 on file in the Office of the Board of Public Works and is by
28 reference incorporated herein, made a part hereof and is hereby
29 in all things ratified, confirmed and approved.

30 SECTION 5. The agreement between the County of Allen
31 and the City of Fort Wayne, by and through its Mayor and the
32 Board of Public Works, for the real estate described as follows,
33 to-wit:

34 The East 19 feet of Lot 100, and Lot 101,
35 in Chute's Homestead Addition to the City
of Fort Wayne, Allen County, Indiana.
(Commonly known as 1112 and 1118 Maumee
Avenue, Fort Wayne, Indiana),

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4 all as more particularly set forth in said contract which is
5 on file in the Office of the Board of Public Works and is by
6 reference incorporated herein, made a part hereof and is hereby
7 in all things ratified, confirmed and approved.

8 SECTION 6. This Ordinance shall be in full force and
9 effect from and after its passage and approval by the Mayor.

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19 Councilman
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Read the first time in full and on motion by V. Schmidt, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 11-9-76

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>9</u>				
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
HUNTER	<u>✓</u>				
MOSES	<u>✓</u>				
NUCKOLS	<u>✓</u>				
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 11-23-76

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP~~) (~~GENERAL~~) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~)

ORDINANCE (~~RESOLUTION~~) No. 20376 on the 23rd day of Nov, 1976.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

James Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of November, 1976, at the hour of 11:00 o'clock A.M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 24th day of November, 1976, at the hour of 4:30 o'clock P.M., E.S.T.

Robert Elmsong
MAYOR

~~Hold - Boy W - Nov. 23~~

Bill No. S-76-11-06

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
approving Agreements between the County of Allen and the City of Fort
Wayne for real estate for the City of Fort Wayne

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance also PASS.

Vivian G. Schmidt - Chairman

William T. Hinga - Vice-Chairman

Winfield C. Moses, Jr.

John Nuckols

Samuel J. Talarico

Vivian G. Schmidt
William T. Hinga
Winfield C. Moses, Jr.
John Nuckols
Samuel J. Talarico

DATE 11-23-76 CONCURRED IN
CHARLES W. WOOTEN, CITY CLERK

AGREEMENT TO CONVEY REAL ESTATE

WHEREAS, the County of Allen is the owner in fee of the following described real estate:

Beginning at the Northeast corner of Lot 39 in Brookview Addition to the City of Fort Wayne, Allen County, Indiana; thence northeasterly 50 feet along the extension of the easterly boundary of said Lot 39; thence northwesterly approximately 147.5 feet along a line parallel to the northerly boundary of said Lot 39; thence southwesterly 50 feet to the northerly boundary of said Lot 39; thence southeasterly along the boundary of said Lot 39 a distance of approximately 150 feet to the point of beginning. (Commonly known as 2533 N. Clinton St., Fort Wayne, Indiana). (Key No. 91-0029-5001).

Which real estate is no longer required or satisfactory for the County's business or recreational purposes, and

WHEREAS, the County desires to sell said surplus real estate to the City of Fort Wayne, a City located in the County of Allen, to be used by the City of Fort Wayne for its own particular purposes; and

WHEREAS, the City of Fort Wayne desires to purchase said real estate for its own particular purposes, now therefore

IT IS HEREBY AGREED, by and between the County of Allen and the City of Fort Wayne that in consideration of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, the County of Allen hereby agrees to convey the following described real estate:

Beginning at the Northeast corner of Lot 39 in Brookview Addition to the City of Fort Wayne, Allen County, Indiana; thence northeasterly 50 feet along the extension of the easterly boundary of said Lot 39; thence northwesterly approximately 147.5 feet along a line parallel to the northerly boundary of said Lot 39; thence southwesterly 50 feet to the northerly boundary of said Lot 39; thence southeasterly along the boundary of said Lot 39 a distance of approximately 150 feet to the point of beginning. (Commonly known as 2533 N. Clinton St., Fort Wayne, Indiana). (Key No. 91-0029-5001).

to the City of Fort Wayne, subject to the ratification of said sale

by adoption of ordinances by the Common Council of the City of Fort Wayne and by the County Council of Allen County, pursuant to I.C. 18-5-3-1.

This agreement adopted and authorized by resolution of the Board of Commissioners of the County of Allen on the 28th day of October, 1976.

(Commissioners Minute Book 44, Page 183+184)

BOARD OF COUNTY COMMISSIONERS

Charles J. Brubaker
Jack R. Dunnington
Robert J. Miller

This agreement adopted and authorized by the Board of Public Works of the City of Fort Wayne on this 1st day of November, 1976.

BOARD OF PUBLIC WORKS

Renny P. Weberberg
Edward W. Lamm
May J. Scott

AGREEMENT TO CONVEY REAL ESTATE

WHEREAS, the County of Allen is the owner in fee of the following described real estate:

Lots 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, and 395 in Stellohorn Park Section "B" Addition to the City of Fort Wayne, Allen County, Indiana. (Key No. 94-4010-5382).

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(Commissioners Minute Book 44, Page 183 + 184)

BOARD OF COUNTY COMMISSIONERS

Wm. J. Conley
Jack R. Darnley
Paul M. Elmer

This agreement adopted and authorized by the Board of Public
Works of the City of Fort Wayne on this 1st day of November,
1976.

BOARD OF PUBLIC WORKS

Henry P. Wehrberg
Edward W. Sarnau
James J. Scott

AGREEMENT TO CONVEY REAL ESTATE

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Lots 52 and 53, Lillie's Addition north of Railroad, in Fort Wayne, Allen County, Indiana. (Commonly known as 1316 and 1318 South Anthony Boulevard, Fort Wayne, Indiana).

Which real estate is no longer required or satisfactory for the County's business or recreational purposes, and

WHEREAS, the County desires to sell said surplus real estate to the City of Fort Wayne, a City located in the County of Allen, to be used by the City of Fort Wayne for its own particular purposes; and

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(Commissioners Minute Book 44, Page 187+184)

BOARD OF COUNTY COMMISSIONERS

James F. [Signature]

Jack K. Dignifon
Phil Miller

This agreement adopted and authorized by the Board of Public Works of the
City of Fort Wayne on this 1st day of November, 1976.

BOARD OF PUBLIC WORKS

Henry C. Wehrberg
Edward W. DeMar
May J. Scott

AGREEMENT TO CONVEY REAL ESTATE

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Lot Number 23 in McCulloch's First Addition
to the City of Fort Wayne, Allen County,
Indiana. (Key No. 91-3457-5023).

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to the City of Fort Wayne, Allen County,
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(Commissioners Minute Book 44, Page 183+184)

BOARD OF COUNTY COMMISSIONERS

James J. [Signature]

Jack F. Dunigan
Paul W. Elbert

This agreement adopted and authorized by the Board of Public
Works of the City of Fort Wayne on this 1st day of November,
1976.

BOARD OF PUBLIC WORKS

Henry P. Wehrhag
Edward W. LaMar
May G. Scott

AGREEMENT TO CONVEY REAL ESTATE

WHEREAS, the County of Allen is the owner in fee of the following described real estate:

The East 19 feet of Lot 100, and Lot 101,
in Chute's Homestead Addition to the City
of Fort Wayne, Allen County, Indiana.
(Commonly known as 1112 and 1118 Maumee
Avenue, Fort Wayne, Indiana).

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(Commissioners Minute Book 44, Page 183 + 184)

BOARD OF COUNTY COMMISSIONERS

Shirley D. Christy

Joseph T. Dunne
Mayor

This agreement adopted and authorized by the Board of Public
Works of the City of Fort Wayne on this 1st day of November,
1976.

BOARD OF PUBLIC WORKS

Henry P. Wehrhag
Earl W. Parnas
May G. Scott



City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Mayor Robert E. Armstrong Date 11-17-76
From Charles W. Westerman - City Clerk
Subject Appearance before Common Council on November 23, 1976 - 7:00 P.M.

COPIES TO:

BILL NO. S-76-11-06

AN ORDINANCE approving Agreements
between the County of Allen and the
City of Fort Wayne for real estate
for the City of Fort Wayne

BILL NO. S-76-11-07

AN ORDINANCE approving Agreement to
Purchase real estate from Eileen M.
Miller and Shara L. Goodwin

Pursuant to the request of the Standing Committee Chairman of Finance of the Common Council, the presence of a member of the Board of Works familiar with the above ordinances is respectfully requested on November 23, 1976, at 7:00 o'clock P.M., Room 128, Common Council Conference Room.

Specifically, Council would like a more detailed explanation regarding the above ordinances. They would appreciate any materials or exhibits pertinent to the above bills so that they may be able to make a decision as to what action should be taken.

Your cooperation will be greatly appreciated.

FINANCE SPECIAL ORDINANCE - Conveyance of real estate to CityDEPARTMENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKSSYNOPSIS OF ORDINANCE S-76-11-06.
The Board of County Commissioners have offered to the Citynumerous parcels of real estate not needed for County business or recreation.Considering that said properties may at some time be useful to the City, the Board
deems it advisable to accept.(SEE ATTACHED AGREEMENTS FOR PROPERTY DESCRIPTIONS)EFFECT OF PASSAGE Acquisition of properties at no cost to CityEFFECT OF NON-PASSAGE Failure to accept real estate that may be useful to the
City at some future timeMONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) No cost involvedASSIGNED TO COMMITTEE Finance